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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

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AZ CORP COMMISSION
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IN THE MATTER OF THE APPLICATION OF
IELEMENT TELEPHONE OF ARIZONA, INC.
FOR APPROVAL OF A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO PROVIDE
FACILITIES BASED LOCAL EXCHANGE
TELECOMMUNICATIONS SERVICES AS WELL
AS FACILITIES BASED LONG DISTANCE
TELECOMMUNICATIONS SERVICES.

DOCKET NO. T-20481A-06-0617

PROCEDURAL ORDER

BY THE COMMISSION:

On September 26, 2006, IElement Telephone of Arizona, Inc. ("IElement" or "Applicant") submitted to the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("Certificate") to provide facilities based local exchange telecommunications services as well as facilities based long distance telecommunications services.

On October 5, 2006, the Commission's Utilities Division Staff ("Staff") filed a Letter of Insufficiency and first set of data requests in this matter.

On November 2, 2006, IElement filed its response to the data request.

On November 9, 2006, Staff filed a second Letter of Insufficiency and a second set of data requests.

On November 22, 2006, IElement filed its Response to Staff's second set of data requests.

On June 6, 2007, Staff filed its Staff Report recommending approval of IElement's application.

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that the **hearing** on the above application shall commence on **August 15, 2007, at 10:00 a.m.** or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that Applicant shall publish notice of the hearing as stated below, in a newspaper(s) of general circulation in every county in Arizona in which Applicant desires to provide service by **July 13, 2007**, and shall file Affidavits of Publication with the Commission no later than **July 31, 2007**.

**IN THE MATTER OF THE APPLICATION OF IELEMENT TELEPHONE
OF ARIZONA, INC. FOR APPROVAL OF A CERTIFICATE OF
CONVENIENCE AND NECESSITY TO PROVIDE FACILITIES BASED
LOCAL EXCHANGE TELECOMMUNICATIONS SERVICES
AS WELL AS FACILITIES BASED LONG DISTANCE
TELECOMMUNICATIONS SERVICES.
Docket No. T-20481A-06-0617**

On September 26, 2006, IElement Telephone of Arizona, Inc. ("IElement" or "Applicant") submitted to the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("Certificate") to provide facilities based local exchange telecommunications services as well as facilities based long distance telecommunications services. The Commission's Utilities Division Staff has recommended approval of the Company's application. The Commission is not bound by the proposals made by the Company, Staff, or any intervenors, and the Company will be required to provide this service under the rates and charges and terms and conditions established by the Commission. Copies of the application, report of the Commission's Utilities Division Staff, and any written exceptions to the report of the Commission's Utilities Division Staff filed by the Company will be available at the Company's offices [insert address] and on the internet via the Commission website (www.azcc.gov) using the e-docket function.

The Commission will hold a hearing on this matter beginning **August 15, 2007, at 10:00 a.m.**, at the Commission's offices, 1200 West Washington, Phoenix, Arizona. Public comments will be taken on the first day of the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission no later than **July 23, 2007**. The motion to intervene must be sent to the Company or its counsel and to all parties of record, and must contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different from the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of the Company, a shareholder of the Company, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Company or its counsel and to all parties of record in the case.

1 The granting of intervention, among other things, entitles a party to present sworn
2 evidence at the hearing and to cross-examine other witnesses. However, failure to
3 intervene will not preclude any interested person or entity from appearing at the
4 hearing and providing public comment on the application or from filing written
5 comments in the record of the case. You will not receive any further notice of this
6 proceeding unless you request it.

7 If you have any questions about this application, you may contact the Company at
8 [insert telephone number]. If you wish to file written comments on the application
9 or want further information on intervention you may contact the Consumer Services
10 Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007,
11 or call 1-800-222-7000.

12 The Commission does not discriminate on the basis of disability in admission to its
13 public meetings. Persons with a disability may request a reasonable accommodation
14 such as a sign language interpreter, as well as request this document in an alternative
15 format, by contacting the ADA Coordinator, Linda Hogan, at LHogan@azcc.gov.,
16 voice phone number 602/542-3931. Requests should be made as early as possible to
17 allow time to arrange the accommodation.

18 IT IS FURTHER ORDERED that **intervention** shall be in accordance with A.A.C. R14-3-
19 105, except that all motions to intervene must be filed on or before **July 23, 2007**.

20 IT IS FURTHER ORDERED that any objections to motions to intervene must be filed on or
21 before **August 6, 2007**.

22 IT IS FURTHER ORDERED that Applicant and intervenors shall file specific
23 disagreements/comments, if any, regarding the application and Staff Report by **July 23, 2007**.

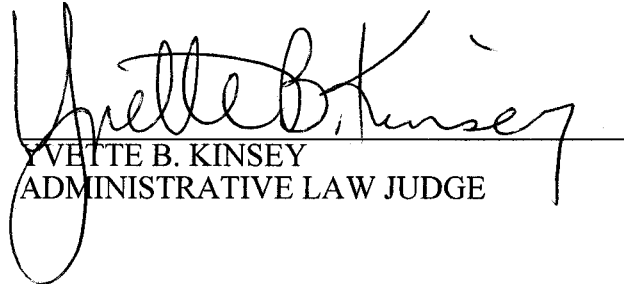
24 IT IS FURTHER ORDERED that all parties must comply with Rule 38 of the Rules of the
25 Arizona Supreme Court with respect to practice of law and admission *pro hac vice*.

26 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
27 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
28 Rules of Arizona Supreme Court). Representation before the Commission includes to appear at all
hearings and procedural conferences, as well as all Open Meetings for which the matter is scheduled
for discussion, unless counsel has previously been granted permission to withdraw by the
Administrative Law Judge or the Commission.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
Communications) applies to this proceeding and shall remain in effect until the Commission's
Decision in this matter is final and non-appealable.

IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

Dated this 27th day of June, 2007.


YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 27th day of June 2007 to:

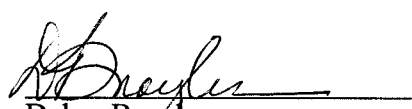
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By: 
Debra Broyles
Secretary to Yvette B. Kinsey